.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3487 OF 2007

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Mrs.P.B. Bhosale for the petitioners.

Mr.C.R. Sonawane, A.G.P. for the respondents.

CORAM : S.B. MHASE &
D.G. KARNIK, JJ.

DATE : 29TH AUGUST 2007

P.C. :

1. Heard learned counsel for the petitioners and the learned A.G.P. for the respondents.

2. By this petition, the petitioners seek a direction to quash the communication refusing recognition to the petitioners' library. As per the Government Resolution dated 7th October 2006, for getting a recognition the institute is required to make an application and submit an audit report of the previous one year. The petitioners applied on 30th August 2006 and therefore the petitioners were

required to submit audit report for the previous year covering the period from 1st April 2005 to 31st March 2006. The petitioners did not submit the said audit report and in fact could not have submitted the same as the petitioner society was incorporated only on 29th July 2005, i.e. after 1st April 2005. The application was therefore clearly incompetent and we see no error in rejecting the petitioners' application for recognition. Petition is therefore rejected summarily.

3. It is however clarified that the petitioners are at liberty to apply for the recognition in accordance with the scheme as and when fresh applications are invited.

(D.G. KARNIK, J.) (S.B. MHASE, J.)